

 **SUBSTITUTE**
AN ORDINANCE

BY FULL COUNCIL

01-0-1647

AUTHORIZING THE SALE OF A NARROW STRIP OF LAND AT HIGHLAND AVENUE AND BOULEVARD IN LAND LOT 46 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA TO GEORGIA BAPTIST HEALTH CARE SYSTEM, INC.; AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED TO GEORGIA BAPTIST HEALTHCARE SYSTEM, INC.; AND FOR OTHER PURPOSES.

WHEREAS, Georgia Baptist Health Care System, Inc. ("Georgia Baptist") owns a tract of land bounded by Highland Avenue on the north, Boulevard on the East, Freedom Parkway on the south, and Jackson Street on the north, said property being known as 241 Jackson Street and 433, 435, and 439 Highland Avenue, N.E. in Land Lot 46 of the 14th District of Fulton County, Georgia; and

WHEREAS, the City of Atlanta owns a narrow strip of land constituting 0.05 acres at the edge of this parcel along Highland Avenue near the Boulevard intersection (the "Highland Parcel"); and

WHEREAS, Section 2-1571(a)(1) of the Code of Ordinances allows the City to sell narrow strips of land to the abutting property owner; and

WHEREAS, Georgia Baptist has petitioned the City to convey the Highland Parcel to it as the abutting landowner; and

WHEREAS, the purchasing agent has reviewed this property and consulted with City departments and has determined that the land is no longer useful to or needed by the City; and

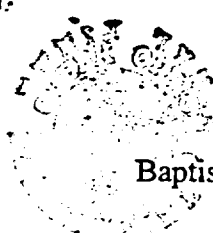
WHEREAS, the purchasing agent now recommends that the Highland Parcel be sold to Georgia Baptist; and

WHEREAS, the purchasing agent **shall cause** an appraisal of the property and has reached agreement with Georgia Baptist on the purchase price to be paid.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

Section 1. The narrow strip of land owned by the City adjacent to Highland Avenue at the intersection with Boulevard, a true and correct legal description of which is attached hereby as Exhibit A (the "Highland Parcel"), is hereby declared no longer useful to or needed by the City.

Section 2. Pursuant to Section 2-1571(a)(1) of the Code of Ordinances, the Council has determined that this narrow strip of land may be sold to Georgia Baptist Health Care System, Inc. ("Georgia Baptist"), the abutting property owner.



Section 3. The purchasing agent is authorized to convey the Highland Parcel to Georgia Baptist, the abutting property owner.

Section 4. The Mayor is authorized to execute and deliver a quitclaim deed conveying the Highland Parcel to Georgia Baptist in exchange for payment of fair market value, which shall be determined pursuant to an appraisal conducted by the City and agreed upon by Georgia Baptist.

Section 5. Any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time as said utilities are abandoned, removed, or relocated, at which time the easements shall expire.

Section 6. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed to the extent of any such conflict.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

OCT 15, 2001
OCT 23, 2001

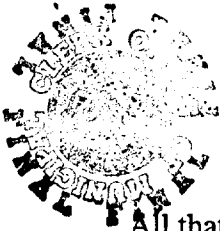


EXHIBIT A

All that tract or parcel of land lying and being in Land Lot 46 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point at the intersection of the southerly right-of-way of Highland Avenue and the westerly right-of-way of Boulevard; and running thence N67°14'9" W, along the southerly right-of-way of Highland Avenue, 130.02 feet to a point; running thence S04°29'41"W 13.88 feet to a point; running thence S85°35'24"E 115.36 feet to a point; running thence southerly, along an arc 23.30 feet (chord S40°55'10"E 21.09 feet) to a point on the westerly right-of-way of Boulevard; running thence N03°45'04"E, along said right-of-way, 32.44 feet to a point and the point of beginning; containing 0.05 acres and being known as Parcel S-53 in the Bedford Pine Urban Redevelopment Area, according to plat of survey by Charles C. Corbin, Jr., Surveyor, dated June 27, 1977.

RCS# 3176
10/15/01
2:46 PM

Atlanta City Council

Regular Session

01-O-1647

Quitclaim Deed to Georgia Baptist
Heath Care System, Inc.
ADOPT ON SUB

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y McCarty	Y Dorsey	NV Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

01-O-1647

01-0 -1647

(Do Not Write Above This Line)

AN ORDINANCE

BY COUNCILMEMBER

AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED TO GEORGIA BAPTIST HEALTH CARE SYSTEM, INC. TO CLEAR TITLE TO A NARROW STRIP OF LAND ALONG HIGHLAND AVENUE AT BOULEVARD IN LAND LOT 46 OF THE 14th DISTRICT OF FULTON COUNTY, GEORGIA; AND FOR OTHER PURPOSES.

ADOPTED BY
OCT 15 2001

COUNCIL

- Substitute*
- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 10/10/01

Referred To: Finance/Exec

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee

Date *Exec*
 Chair *10/10/01*
 Action: *FORWARDED*
 Fav, Adv, Hold (see rev. side)

Other: *NO REC*
on condition
Members
Clarice Muller

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd
 Readings
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
OCT 15 2001

ATLANTA CITY COUNCIL PRESIDENT

Ramona N. Pitts

CERTIFIED
OCT 15 2001

Spiller
DEPUTY MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

OCT 23 2001

MAYOR